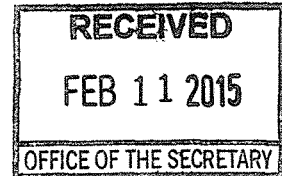


UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING

File No. 3-16357



In the Matter of

STUART E. RAWITT,

Respondent.

**DECLARATION OF PETER F. DEL GRECO IN SUPPORT OF MOTIONS FOR
ADJOURNMENT OF HEARING AND PREHEARING CONFERENCE**

I, Peter F. Del Greco, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am an attorney admitted to practice law by the State Bar of California. I am a Staff Attorney with the Securities and Exchange Commission's Division of Enforcement, in the Los Angeles Regional Office. I am fully competent to make this declaration and I have personal knowledge of the facts stated herein.

2. On January 28, 2015 I emailed the Federal Bureau of Prisons' Los Angeles Consolidated Legal Center ("Legal Center") at the Metropolitan Detention Center ("MDC") in Los Angeles to request its assistance in arranging a prehearing conference phone call with Respondent Stuart Rawitt, who is currently detained at the MDC. On January 30, 2015, I received a response from the Legal Center stating that my request had been forwarded to Respondent's "unit team", which would determine whether Rawitt consented to speaking with me by phone. On February 9, 2015, I received another email from the Legal Center stating that Respondent had declined to do so and that no calls could be arranged without his consent. True and correct copies of the emails are attached hereto as Exhibit 1.

I declare under penalty of perjury that the foregoing is true and correct. Executed on February 10, 2015.

Peter Del Greco

Peter F. Del Greco

EXHIBIT 1

DelGreco, Peter F.

From: May Shin [REDACTED]
Sent: Monday, February 09, 2015 7:59 AM
To: DelGreco, Peter F.
Cc: Blau, Marc J.
Subject: RE: Stuart Rawitt

Good morning, Mr. DelGreco,

I forwarded all of your emails to inmate Rawitt's unit team. They spoke with inmate Rawitt and asked him if he would consent to the phone calls. He declined the phone calls and says he does not wish you speak with you. Unfortunately, we cannot set up the calls without the inmate's consent to speak with you.

If you have any other questions, please let me know.

Thanks,
May

May Shin, Attorney Advisor
Federal Bureau of Prisons
Los Angeles Consolidated Legal Center
Metropolitan Detention Center
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

SENSITIVE/PRIVILEGED COMMUNICATION

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>>> "DelGreco, Peter F." [REDACTED] 2/5/2015 10:19 AM >>>
Ms. Shin:

Thank you for your response. I have not heard back from anyone yet. Do you have a name and number I could call?

Peter Del Greco

From: May Shin [REDACTED]
Sent: Friday, January 30, 2015 7:28 AM
To: DelGreco, Peter F.
Subject: RE: Stuart Rawitt

Mr. Del Greco,

I've forwarded your request to inmate Rawitt's unit team. The unit manager will speak with the inmate and see if he consents to the phone calls. Because of short staffing, the unit manager will have to figure out when her staff has time to monitor inmate Rawitt for the call. Someone should be getting back to you in the near future.

Thanks,
May

May Shin, Attorney Advisor
Federal Bureau of Prisons
Los Angeles Consolidated Legal Center
Metropolitan Detention Center

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>>> "DelGreco, Peter F." <[REDACTED]> 1/28/2015 10:45 AM >>>

Mr. Ben-Shmuel:

I've located the mailing address and Inmate Register number for Mr. Rawitt, so I should have no problem sending him documents via mail. But we have been asked to confer with him for the purpose of proposing to the Administrative Law Judge a mutually agreeable date and time for a telephonic prehearing conference. Do you have any advice as to how (or whether) we can schedule both the meet-and-confer phone call and the prehearing conference phone call with Mr. Rawitt?

Peter Del Greco
Securities and Exchange Commission
[REDACTED]

From: Lindsay, Ellyn (USACAC) [REDACTED]
Sent: Wednesday, January 28, 2015 10:15 AM
To: DelGreco, Peter F.; Cazares, Steve (USACAC)
Cc: Blau, Marc J.; Ben-Shmuel, Eliezer (BOP)
Subject: RE: Stuart Rawitt

Try asking Eli Ben-Shmuel, the legal guru at MDC, copied here on this e-mail.

From: DelGreco, Peter F. [REDACTED]
Sent: Wednesday, January 28, 2015 10:09 AM
To: Cazares, Steve (USACAC); Lindsay, Ellyn (USACAC)

Cc: Blau, Marc J.; DelGreco, Peter F.

Subject: Stuart Rawitt

Steve & Ellyn:

I served Rawitt with our Order Instituting Administrative Proceeding against him on Monday, about 30 minutes prior to the hearing in which he was sentenced to 63 months and, I assume, taken into custody. We now have a very abbreviated timetable for making our investigative files available to him and meeting and conferring with him re scheduling a pre-hearing conference; in fact, the hearing itself is scheduled for February 24. Do you know where he is being held and how I can go about serving or otherwise communicating with him?

Peter Del Greco

[The page contains a large, faint, and mostly illegible watermark or bleed-through from the reverse side. The text is mirrored and difficult to decipher, but appears to be a formal document or letter.]